

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 15-0707****KULPINS v. WEAVER****Appellate Case Information**

Case Filed: 22-Oct-2015

Case Closed:

**Dept/Composition****Department D**Hon. Andrew W Gould  
Hon. Peter B Swann  
Hon. Patricia A Orozco**Side 1. DOUG KULPINS and KIM KULPINS, husband and wife,  
Plaintiffs/Counterdefendants/, Plaintiff/Appellant  
(Litigant Group) DOUG KULPINS et al.**

- Doug Kulpins
- Kim Kulpins

**Attorneys for: Plaintiffs/Appellants**

Erin S Iungerich, Esq. (AZ Bar No. 31590)

James Roger Wood, Esq. (AZ Bar No. 18948)

**Side 2. LYNNE S. WEAVER, as trustee of the LYNNE S. WEAVER LIVING TRUST,  
Defendants/Counterclaimants/, Defendant/Appellee  
(Litigant Group) LYNNE S WEAVER**

- Lynne S Weaver

**Attorneys for: Defendant/Appellee**

Matthew Klopp, Esq. (AZ Bar No. 23313)

Stewart Gross, Esq. (AZ Bar No. 19804)

**CASE STATUS**

Dec 8, 2016.....Decision Rendered

| PREDECESSOR CASE(S) | Cause/Charge/Class                                 | Judgment/Sentence | Judge, Role <Comments>                       | Trial | Dispo |
|---------------------|--|-------------------|--|-------|-------|
| MAR CV2013-000599   | Breach of Contract;<br>Nuisance; Injunctive Relief |                   | Karen A Mullins, Authoring<br>Judge of Order |       |       |

**3 OPEN DUE DATES**

**Petition for Review to ASC due** **Due By:** Monday, January 9, 2017  
*Re: MEMORANDUM DECISION (Affirmed) Hon Patricia A Orozco - Author; Hon Andrew W Gould - Concur; Hon Peter B Swann - Concur*

**Response to Attorneys Fees due** **Due By:** Tuesday, January 17, 2017  
*Re: FILED: Appellee's Application for Attorneys' Fees; Certificate of Service; Appellee's Affidavit in Support of Award of for [sic] Attorney's Fees (Appellee)*

**Response to Costs due** **Due By:** Tuesday, January 17, 2017  
*Re: FILED: Statement of Costs; Certificate of Service (Appellee)*

**2 PENDING MATTERS**

**General Motion** Filed: 22-Dec-2016  
*Appellee's Application for Attorneys' Fees (Appellee)*

**General Motion** Filed: 22-Dec-2016  
*Statement of Costs (Appellee)*

**CASE DECISION****08-Dec-2016 MEMORANDUM DECISION**

Patricia Orozco.....Author  
 Andrew Gould.....Concur  
 Peter Swann.....Concur

Filed: 08-Dec-2016 Mandate:

Decision Disposition

**Affirmed****33 PROCEEDING ENTRIES**

1. 22-Oct-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 09/24/15

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 15-0707****KULPINS v. WEAVER****33 PROCEEDING ENTRIES**

2. 22-Oct-2015 FILED: e-Record on Appeal:  
Instruments/Minute Entries  
Depositions: Kim Kulpins; Doug Kulpins  
Exhibits - not sent at this time
3. 28-Oct-2015 FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
4. 12-Nov-2015 RECEIPT No.: 2015-01574 ; \$280.00, Check Number: 1274, Applied to: DOUG KULPINS et al. - Class A Filing Fee (\$280.00)  
Paid for: - By Law Offices of J Roger Wood PLLC
5. 13-Nov-2015 FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
6. 30-Nov-2015 FILED: Appellee's Notice of Appearance; Appellee's Notice of Appearance (duplicate copy)
7. 2-Dec-2015 ORDERED: case management statement shall be filed on/before 12/14/15. Melina Brill ProTem Judge - Author
8. 3-Dec-2015 RECEIPT No.: 2015-01669 ; \$140.00, Authorization: #36020651374, Applied to: LYNNE S WEAVER - Class B Filing Fee (\$140.00) Paid for: Wong Carter PC - By Integrated Resource Systems IN
9. 14-Dec-2015 FILED: Case Management Statement (Appellant)
10. 28-Dec-2015 FILED: Procedural Motion: Appellants Request to Expand Time to File Opening Brief; Certificate of Service (Appellant)
11. 29-Dec-2015 ORDERED: Procedural Motion: Appellants Request to Expand Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 12-28-2015 to Wednesday, 01-27-2016. Barbara Vidal Vaught ProTem Judge - Author
12. 27-Jan-2016 FILED: Procedural Motion; Appellants Request to Expand Time to File Opening Brief Until February 3, 2016; Certificate of Service (Appellant)
13. 28-Jan-2016 ORDERED: Procedural Motion; Appellants Request to Expand Time to File Opening Brief Until February 3, 2016 (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 01-27-2016 to Wednesday, 02-03-2016. Barbara Vidal Vaught ProTem Judge - Author
14. 3-Feb-2016 FILED: Procedural Motion: Appellants Emergency Request to Expand Time to File Opening Brief Until February 12, 2016; Certificate of Service (Appellant)
15. 4-Feb-2016 ORDERED: Procedural Motion: Appellants Emergency Request to Expand Time to File Opening Brief Until February 12, 2016 (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 02-03-2016 to Friday, 02-12-2016. Barbara Vidal Vaught ProTem Judge - Author
16. 12-Feb-2016 FILED: Appellants' Opening Brief; Certificate of Compliance; Certificate of Service of Appellants' Opening Brief
17. 16-Mar-2016 FILED: Motion for Extension of Time to File Answering Brief; Certificate of Service (Appellee)
18. 17-Mar-2016 ORDERED: Motion for Extension of Time to File Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Monday, 03-28-2016 to Wednesday, 04-27-2016. Barbara Vidal Vaught ProTem Judge - Author
19. 26-Apr-2016 FILED: Certificate of Service Re: Answering Brief and Certificate of Compliance (Appellee)
20. 26-Apr-2016 FILED: Appellee's Answering Brief; Certificate of Compliance
21. 23-May-2016 FILED: Appellants Request to Expand Time to File Reply Brief Until May 29, 2016; Certificate of Service; Exhibit A -- Medical Information (Appellant)
22. 25-May-2016 ORDERED: Appellants Request to Extend Time to File Reply Brief Until May 31, 2016 (Appellant) = GRANTED. Due date EXTENDED from Monday, 05-23-2016 to Tuesday, 05-31-2016. Melina Brill ProTem Judge - Author
23. 31-May-2016 FILED: Appellants' Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
24. 31-May-2016 FILED: Certificate of Service (duplicate) (Appellant)
25. 28-Jun-2016 FILED: Memorandum -- to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
26. 7-Jul-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record

**Court of Appeals, Division One**

**Civil Appeal**

**1 CA-CV 15-0707**

**KULPINS v. WEAVER**

**33 PROCEEDING ENTRIES**

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|-----|-------------|--|
| 27. | 8-Jul-2016  | FILED: Additional Record on Appeal:<br>Exhibits: HD 3/10/15 - LIST # 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 18 21 23 24 25 26 27 28 29 30 31 32 33 35 36 38 39 40 41 42<br>43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 in a Box |
| 28. | 26-Sep-2016 | CLNDR: CONFERENCE, Department D, 11-16-16, COURTROOM 2.  |
| 29. | 10-Nov-2016 | FILED: Memorandum moving case from 11/16/16 to 11/30/16 (Judge Gould)  |
| 30. | 8-Dec-2016  | MEMORANDUM DECISION (Affirmed) Hon Patricia A Orozco - Author; Hon Andrew W Gould - Concur; Hon Peter B Swann - Concur   |
| 31. | 8-Dec-2016  | FILED: Memorandum Decision Distribution List   |
| 32. | 22-Dec-2016 | FILED: Appellee's Application for Attorneys' Fees; Certificate of Service; Appellee's Affidavit in Support of Award of for [sic] Attorney's Fees (Appellee)  |
| 33. | 22-Dec-2016 | FILED: Statement of Costs; Certificate of Service (Appellee)   |